

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	CASE NO. 5:18 CR 155
	)	
Plaintiff	)	JUDGE SOLOMON OLIVER, JR.
	)	
v.	)	ORDER ACCEPTING PLEA
	)	AGREEMENT, JUDGMENT AND
AURELIANO LOPEZ BARAJAS,	)	REFERRAL TO U.S. PROBATION
	)	<u>OFFICE</u>
Defendant	)	

This case is before the Court on a Report and Recommendation filed by United States Magistrate Judge Jonathan D. Greenberg, regarding the change of plea hearing of Aureliano Lopez Barajas, which was referred to the Magistrate Judge with the consent of the parties.

On April 3, 2018, the government filed a one count Indictment, charging Defendant Aureliano Lopez Barajas, with Illegal Reentry, in violation of Title 8 United States Code Section 1326. Defendant Barajas was arraigned on April 24, 2018, and entered a plea of not guilty to Count 1 of the Indictment, before Magistrate Judge Burke. On June 7, 2018, Magistrate Judge Greenberg, received Defendant Barajas's plea of guilty to Count 1 of the Indictment, and issued a Report and Recommendation ("R&R"), concerning whether the plea should be accepted and a finding of guilty entered.

Neither party submitted objections to the Magistrate Judge's R&R in the fourteen days after it was issued.

On de novo review of the record, the Magistrate Judge's R&R is adopted. Defendant Barajas is found to be competent to enter a plea and to understand his constitutional rights. He is aware of the charges and of the consequences of entering a plea. There is an adequate factual basis for the plea. The court finds the plea was entered knowingly, intelligently, and voluntarily. The plea

agreement is approved.

Therefore, Defendant Barajas is adjudged guilty to Count 1 of the Indictment, in violation of Title 8 United States Code, Section 1326, Illegal Re-entry. This matter was referred to the U. S. Probation Department for the completion of a pre-sentence investigation and report. Sentencing will be on September 13, 2018, at 2:00 p.m. in Courtroom 17A, Carl B. Stokes United States Court House, 801 West Superior Avenue, Cleveland, Ohio.

IT IS SO ORDERED.

/s/SOLOMON OLIVER, JR.  
UNITED STATES DISTRICT JUDGE

June 25, 2018